**Course Notes for Spring 2021**

**Enrollment Caps**

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<th>Course</th>
<th>Cap</th>
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<tr>
<td>Business Basics for Lawyers</td>
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<tr>
<td>Children’s Law Center Clinic</td>
<td>8 (see notes)</td>
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<tr>
<td>Constitutional Litigation Clinic</td>
<td>Must have been enrolled in fall semester</td>
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<tr>
<td>Contract Drafting</td>
<td>20</td>
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<td>Criminal Litigation</td>
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<td>Death Penalty Seminar</td>
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<tr>
<td>Digital Privacy and Security</td>
<td>24 (cannot take this and Data/Information Privacy Law)</td>
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<td>E-Discovery</td>
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<td>Family Law (Lab)</td>
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<tr>
<td>Healthcare Law</td>
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<tr>
<td>Interview, Counsel, &amp; Negotiate</td>
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<tr>
<td>Kentucky Innocence Project</td>
<td>Must have been enrolled in fall semester</td>
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<tr>
<td>Law for Digital Entrepreneurs</td>
<td>24</td>
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<tr>
<td>Law, Technology, and Entrepreneurship</td>
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<tr>
<td>Legal Drafting – Litigation</td>
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<td>Mediation</td>
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<td>National Security Law</td>
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<tr>
<td>Small Business &amp; Non-profit Law Clinic</td>
<td>8 (Combined with Advanced Small Business Clinic)</td>
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<td>Supreme Court Seminar</td>
<td>9 (Need Dean Rosenthal’s permission to register)</td>
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<tr>
<td>Trial Advocacy</td>
<td>12 (not open to current or former Trial team members)</td>
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<tr>
<td>Trial Advocacy Competition</td>
<td>(must try out)</td>
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**AWR-Research**

Environmental Law - Renewables
Gaming Law
Healthcare Law
Mergers and Acquisitions
Supervised Independent Research

**AWR – Drafting (Students Cannot Use the Same Course for AWR and Experiential/Skills)**

Clinics and Field Placements (possibly, see professor)
Contract Drafting
Death Penalty Seminar
Digital Privacy and Security
Family Law (Lab)
Information/Data Privacy Law
Interviewing, Counseling, and Negotiating
Law for Digital Entrepreneurs
Legal Drafting - Litigation
Mediation
Start-ups and Venture Capital Law
Supreme Court Seminar
Trial Advocacy (check with professor)
Pass/Fail
Competition Teams
Effective Legal Analysis
Foundations Review
Kentucky Innocence Project
Law Review

Experiential Courses
Clinics and Field Placements
Interviewing, Counseling, and Negotiating
Law, Technology, and Entrepreneurship
Mediation
National Security Law
Semester in Practice
Start-ups and Venture Capital Law
Trial Advocacy

Prerequisites
Administrative Law  Con Law I
Advanced Small Business Clinic  Small Business Clinic
Applied Ethics  Professional Responsibility
Business Basics for Lawyers  Not intended for students with business backgrounds
Business Orgs  Successful completion of Torts I and II / Contracts I and II
Clinics and Field Placements  See Notes
Contract Drafting  Contracts I and II
Criminal Litigation  Crim Pro and Evidence
E-Discovery  Civil Procedure
Family Law Lab  Family Law (concurrent OK)
Foundations III  Students in their final year
Children’s Law Ctr Clinic  See Prof. Halbrook
Interviewing, Counseling  2L/3L full-time; 3L/4L part-time
Legal Drafting – Litigation  Civ. Pro. I and II
Mediation  3L/4L students preferred
Mergers and Acquisitions  Business Orgs. (See Prof. Gulinello for waiver)
Patent Prosecution  Patent Law
Small Bus. & Non-profit Law Clinic  See Prof. Furnier
Start-ups and VC Law  Business Organizations
Taxation of Business Entities  Tax – Federal Income Tax
Trial Advocacy (Thomas)  Civil Procedure; no current/former Trial Team members
Trial Advocacy (Blankenship)  Evidence; Crim; Civ Pro; Crim Pro.; no Trial Team members
**Course Notes:**

**Children's Law Center Clinic:** Students must have completed 28 credit hours and must have taken, or must be concurrently enrolled in, Professional Responsibility. There are no additional requirements, but students who have 60+ credit hours and Family Law, Juvenile Law and/or Trial Ad/Trial Team are preferred. Students must be available 150-200 hours per semester, including some business hours. For additional information and the link to apply, go to: [https://chaselaw.nku.edu/experiences/clinics.html](https://chaselaw.nku.edu/experiences/clinics.html). Contact Professor Halbrook at halbrooka1@nku.edu if you need additional information.

**Clinics and Externships:** Students (1) must have completed a minimum of 28 law school credits prior to the commencement of any field placement work and must be in good academic standing at the time the field placement begins; (2) must have satisfactorily completed BLS-Research and BLS-Writing; (3) must be accepted at a pre-approved field placement location (placements are listed in Simplicity) or obtain field placement director’s approval before beginning a field placement that has not been pre-approved; and (4) must complete all registration enrollment forms required by the field placement director.

**Death Penalty Seminar:** This seminar will explore the federal constitutional law regarding the implementation of the death penalty in the United States, while providing students with real-life experiences of death penalty cases through the use of pleadings in actual cases, anecdotal stories, and discussions regarding the experiences of attorneys who handle these cases on a daily basis. The course will begin by discussing the seminal United States Supreme Court cases from the 1970s. It will then discuss categorical exemptions for the intellectually disabled, juveniles, various types of crimes, and the insane at time of execution. We will examine the unique constitutional requirements of “guided discretion” and “individualized sentencing.” We will further examine the unique hallmarks of a death penalty case as it proceeds from pretrial through the guilt phase through the sentencing phase, including the “death qualification” and “life qualification” of jurors and aggravating circumstance and mitigating circumstances. We will also discuss the execution process, death row “volunteers,” and the impact of the death penalty on both the family of the victim and the family of the condemned. Students will perform in class a brief capital voir dire of classmates, as if questioning jurors for selection to serve on a death penalty trial. The course will conclude with a take-home final exam. There will be one casebook for this course, supplemented with some recent court opinions. Students will also have the option to satisfy the Advanced Writing – Drafting requirement for graduation by drafting a pleading (or portion of a pleading) in a capital case under the supervision of the professor. Any work performed to satisfy the school’s advanced writing requirement is in addition to the materials for the course and will not count as part of the course grade.

**Effective Legal Analysis:** The purpose of these sessions is to build on critical skills necessary to success in law school, on the bar exam, and in the practice of law. Various hands-on activities will help you master skills such as careful reading, issue spotting, structuring an answer, managing time, balancing the analysis of a close question, and taking both multiple choice and essay tests. Although everyone is welcome to attend, some students are required to attend (they will be notified). **You must register for and attend the section designated to your division and year.** If you are required to participate in ELA, you must arrange your class and work schedules around the scheduled section for your year and division.

**Foundations III:** This course builds on the skills taught across the law school curriculum to enhance a student’s ability to prepare for, take, and pass the bar exam. While the most intense preparation for the bar occurs during the weeks immediately prior to the examination, this course will prepare students for
that period of study and practice. Therefore, the course is open only to students in their final semester of law school. Students will be introduced to the format and components of the Kentucky and Ohio bar exams, to the magnitude of the task of bar study, and to skills necessary for bar passage. Selected substantive topics must be reviewed, mainly the subjects tested on both the multiple choice and essay portions of the bar exam. Despite the pass/fail grading, the course is rigorous and requires students to read, think, discuss, write, and answer many questions. This course is not designed to replace commercial bar preparation courses, which all students are strongly encouraged to take.

Information/Data Privacy Law: In this digital age, the protection of data has become increasingly critical to individuals and businesses of all sizes. When a breach of that protection occurs, individuals lose control of their own identity and businesses lose the confidence, trust and loyalty of customers. Accordingly, clients increasingly look to their counsel to provide guidance as to how they can best protect their information and enforce their rights when that information is compromised. This course provides a comprehensive overview of the common law, constitutional and statutory bases for privacy rights, and the data protection that is critical in a digital age. This course will also explore the various threats posed to information and data privacy; the guidance that lawyers can provide to clients to prepare for, mitigate and remediate the effects of data breaches; and the ever-evolving legal landscape to address such threats.

Interviewing, Counseling, and Negotiating: This class uses role-play exercises requiring the students to experience ICN skills. Each student must participate in class. Students must be on time, unless the professor is notified in advance. Students will treat each other in a professional manner.

MARKETING FOR LAWYERS: How do you market yourself as a law school student now, and as a lawyer later? How do you build a Marketing Plan that reflects your financial goals and personal ambitions? What are some of the most important accountability factors in a successful marketing plan? Who are your ideal and target clients? How do you find them, serve them, nurture their interests? How do you create repurchase intent?

Whether you sell your services to people who are injured in collisions or to large corporations, MARKETING is EVERYTHING we do as lawyers. The success of your practice depends on your marketing plan. This course helps law school students understand the core marketing concepts while continuously working on their marketing plans, networking skills, and marketing analytics components. Students are paired with each other but also with lawyers who may be good role models for the type of practice they are interested in. This course covers a wide variety of topics including Online Attorney Marketing (e.g., SEO, Blogging, Social Media, Website Building, Directories, etc.), building your Unique Value Proposition, creating Social Proof, and building weekly/monthly accountability systems to ensure the success of the Marketing Plan for a projected law practice. Some classes are held virtually (via Google Hangouts, Zoom, etc) while covering topics related to Virtual Law Practice Marketing.

Small Business and Nonprofit Law Clinic: This clinic involves representing small businesses and nonprofit clients on basic legal matters of a business nature from entity formation to contract drafting or advising on laws and regulations. Most students work with 2-3 clients during a semester, providing exposure to a variety of business and legal issues. Students may sign up for 2 credits or 3 credits; the credits are based on completing client work (50 hours of client work per credit hour). Preference is given to students who have completed 60 or more credit hours (this makes you eligible for a student practice license). Strongly
recommended: Professional Responsibility and Business Organizations. This clinic can readily accommodate evening students. Registration requires interview with the clinic director (Prof. Furnier). Students who have successfully completed one semester of the SBNLC may also sign up for Advanced Small Business and Nonprofit Law Clinic in a subsequent semester on a space-available basis. See the video and further description on the Clinic Website: [http://chaselaw.nku.edu/clinical/sbnlc.html](http://chaselaw.nku.edu/clinical/sbnlc.html)

**Advanced Small Business and Nonprofit Law Clinic:** Only students who have successfully completed one semester of the Small Business and Nonprofit Law Clinic may register for this course. Students may sign up for 1 (50 total hours), 2 (100 total hours) or 3 credits (150 total hours), (or more, with permission of the professor and subject to availability). Students complete similar work to the SBNLC; they are not required to attend all SBNLC classes, but must attend at least 5 of the scheduled SBNLC class meetings. In addition, students must spend at least 2 hours per week in the clinic. Space in advanced clinic is offered based on enrollment in the clinic, with priority given to clinic students. Apply through Symplicity.

**Taxation of Business Entities:** This course will cover the tax treatment of the different legal entities in which businesses can operate. The course is essential for anyone interested in a business or transactional law practice.

**Trial Advocacy (Thomas):** This course is an intensive hands-on skills course. Students will be making presentations each class session (opening statements, direct examinations, cross examinations, voir dire, and closing arguments). Students will try a bench trial and a jury trial during the course of the semester.